

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division

UNITED STATES OF AMERICA)
)
v.) Case No. 1:10CR-313
)
JOSHUA BEHROUZ NABATKHORIAN)
)
Accused.)

**MOTION TO DISMISS INDICTMENT AS UNCONSTITUTIONAL
AND FOR FAILURE TO ALLEGE FACTS SUFFICIENT
FOR A VIOLATION OF 18 U.S.C. § 2422(b)**

The Accused, Joshua Behrouz Nabatkhorian, by counsel, moves this court to dismiss the indictment because it is unconstitutional and fails to allege facts sufficient for a violation of 18 U.S.C. § 2422(b).

JOSHUA BEHROUZ NABATKHORIAN
By Counsel

GREENSPUN, SHAPIRO, DAVIS & LEARY, P.C.

BY: /s/
PETER D. GREENSPUN
Counsel for Defendant
3955 Chain Bridge Road, Second Floor
Fairfax, Virginia 22030
(703) 352-0100
(703) 591-7268 (fax)
pdg@greenspunlaw.com

CERTIFICATE OF SERVICE

I hereby certify that on the 27th day of September 2010, I electronically filed the foregoing with the Clerk of the Court using CM/ECF, which will then send a notification of such filing (NEF) to the following:

John Eisinger
Counsel for the United States
2100 Jamieson Avenue
Alexandria, Virginia 22314
John.Eisinger@usdoj.gov

/s/
Peter D. Greenspun
Counsel for the Defendant
Greenspun, Shapiro, Davis and Leary, P.C.
3955 Chain Bridge Road
Second Floor
Fairfax, Virginia 22030
(703) 352-0100
Fax: (703) 591-7268
Email: pdg@greenspunlaw.com